



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q67421

Hiroyasu KUMAMOTO, et al.

Appln. No.: 10/006,137

Group Art Unit: 1761

Confirmation No.: 1724

Examiner: Leslie A. Wong

Filed: December 10, 2001

For: WARMING COMPOSITION FOR FOOD AND DRINK OR FOR ORAL CARE
PREPARATION

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith.

1. U.S. Patent No. 5,753,609, issued May 19, 1998, to Nakatsu et al.
2. U.S. Patent No. 6,306,429, issued October 23, 2001, to Bealin-Kelly.
3. U.S. Patent No. 5,628,986, issued May 13, 1997, to Sanker et al.
4. U.S. Patent No. 4,866,210, issued September 12, 1989, to Hoelderich et al.
5. WO 98/47483, published October 29, 1998, to The Proctor and Gamble Company.
6. WO 97/02273, published January 23, 1997, to The Proctor and Gamble Company.
7. EP 0988852 A2, published March 29, 2000, to Takasago International Corporation.

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8. JP 2000-026260, published January 25, 2000, to Earth Seiyaku KK.
9. JP 2002-220361, published August 9, 2002, to Japan Energy Corp.
10. GB 762 421, published November 28, 1956, to Rheinpreussen AG.
11. CH 272 568, published December 31, 1950, to Firmehich & Co.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

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U.S. Appln. No.: 10/006,137

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

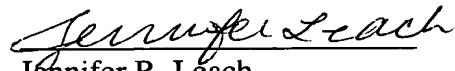
Respectfully submitted,

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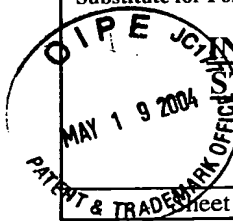
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Date: May 19, 2004

Substitute for Form 1449 A & B/PTO



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

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Complete if Known

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| Application Number | 10/006,137 |
| Confirmation Number | 1724 |
| Filing Date | December 10, 2001 |
| First Named Inventor | Hiroyasu KUMAMOTO |
| Art Unit | 1761 |
| Examiner Name | Leslie A. Wong |
| Attorney Docket Number | Q67421 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
|--------------------|-----------------------|-----------------|--------------------------------------|--------------------------------|---|
| | | Number | Kind Code ² (if known) | | |
| | | US 5,753,609 | | 05-19-1998 | Nakatsu et al. |
| | | US 6,306,429 | | 10-23-2001 | Bealin-Kelly |
| | | US 5,628,986 | | 05-13-1997 | Sanker et al. |
| | | US 4,866,210 | | 9-12-1989 | Helderich et al. |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Translation ⁶ |
|--------------------|-----------------------|---------------------------|---------------------|--------------------------------------|--------------------------------|---|--------------------------|
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | | | |
| | | WO | 98/47483 | | 11-29-1998 | The Proctor and Gamble Company | |
| | | WO | 97/02273 | | 01-23-1997 | The Proctor and Gamble Company | |
| | | EP | 0988852 | A2 | 03-29-2000 | Takasago International Corporation | |
| | | JP | 2000-026260 | | 01-25-2000 | Earth Seiyaku KK | |
| | | JP | 2002-220361 | A | 08-09-2002 | Japan Energy Corp. | |
| | | GB | 762421 | A | 11-28-1956 | Rheinpreussen AG | |
| | | CH | 272568 | A | 12-21-1950 | Firmenich & Co. | |
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NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published. | Translation ⁶ |
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Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.